



General Assembly

January Session, 2011

Raised Bill No. 1057

LCO No. 3730

* ____SB01057JUD__041511____*

Referred to Committee on Judiciary

Introduced by:
(JUD)

***AN ACT CONCERNING ADVANCE DIRECTIVES FOR THE
DISPOSITION, CUSTODY AND CONTROL OF THE BODY OF A
PERSON FOR WHOM A CONSERVATOR OF THE PERSON HAS
BEEN APPOINTED.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 45a-656 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2011*):

4 (a) The conservator of the person shall have the duties and authority
5 expressly assigned by the court pursuant to section 45a-650, which
6 duties and authority may include: (1) The duty and responsibility for
7 the general custody of the conserved person; (2) the authority to
8 establish the conserved person's residence within the state, subject to
9 the provisions of section 45a-656b; (3) the authority to give consent for
10 the conserved person's medical or other professional care, counsel,
11 treatment or service; (4) the duty to provide for the care, comfort and
12 maintenance of the conserved person; [and] (5) the duty to take
13 reasonable care of the conserved person's personal effects; and (6) the
14 authority to execute a written document in advance of the conserved

15 person's death, in accordance with section 45a-318, as amended by this
 16 act, directing the disposition of such conserved person's body upon the
 17 death of such person or designating an individual to have custody and
 18 control of the disposition of such person's body upon the death of such
 19 person.

20 Sec. 2. Subsection (a) of section 45a-318 of the general statutes is
 21 repealed and the following is substituted in lieu thereof (*Effective*
 22 *October 1, 2011*):

23 (a) Any person eighteen years of age or older, and of sound mind,
 24 or any conservator of the person authorized pursuant to subdivision
 25 (6) of subsection (a) of section 45a-656, as amended by this act, to act
 26 on behalf of the conserved person, may execute in advance of such
 27 person's death a written document, subscribed by such person or
 28 conservator and attested by two witnesses, either: (1) Directing the
 29 disposition of such person's body upon the death of such person,
 30 which document may also designate an individual to have custody
 31 and control of such person's body and to act as agent to carry out such
 32 directions; or (2) if there are no directions for disposition, designating
 33 an individual to have custody and control of the disposition of such
 34 person's body upon the death of such person. Such disposition shall
 35 include, but not be limited to, cremation, incineration, disposition of
 36 cremains, burial, method of interment and cryogenic preservation.
 37 Any such document may designate an alternate to an individual
 38 designated under subdivision (1) or (2) of this subsection.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2011</i>	45a-656(a)
Sec. 2	<i>October 1, 2011</i>	45a-318(a)

JUD *Joint Favorable*